

JUN 24 2005

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BY: *[Signature]*  
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

ROY R. FISHER,  
Petitioner,

v.

LARRY W. JARVIS, WARDEN,  
Respondent.

Civil Action No. 7:05-cv-00243

**FINAL ORDER**

By: Hon. James C. Turk  
Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

**ADJUDGED AND ORDERED**

that this petition for writ of habeas corpus, pursuant to 28 U.S.C. §2254, shall be and hereby is  
**DISMISSED** as untimely, pursuant to Rule 4 of the Rules Governing §2254 Proceedings, and 28  
U.S.C. § 2244(d)(1); and that this action is stricken from the active docket of this court.

The Clerk is directed to send certified copies of this order and the accompanying  
memorandum opinion to the petitioner and to the Office of the Attorney General of Virginia.

ENTER: This 23~~rd~~ day of June, 2005.

*[Signature]*  
Senior United States District Judge